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OFFICE OF PETITIONS:

In re Application of :
Esch et al. :
Application No. 09/582,307 : DECISION ON PETITION
Filed: June 22, 2000 :
Attorney Docket :
No.20794/0205568-US0

This is a decision on the renewed petition under the unintentional provisions of 37 CFR 1.137(b), filed September 23, 2008, to revive the above-identified application.

The petition is **GRANTED**.

This above-identified application became abandoned for failure to timely file a reply to a non-final Office Action mailed May 24, 2001. The non-final Office Action set a three (3) month shortened statutory period for reply. No extensions of time were obtained under the provisions of 37 CFR 1.136(a). Accordingly, this application became abandoned on August 25, 2001. A Notice of Abandonment was mailed on September 26, 2002. A petition filed under 37 CFR 1.137(b) was dismissed on August 4, 2008.

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of an amendment, (2) the petition fee of \$1540, and (3) a proper statement of unintentional delay.

This application is being referred to Technology Center AU 3746 for appropriate action by the Examiner in the normal course of business on the reply received

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3215.



Charlema Grant
Petitions Attorney
Office of Petitions